

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**FISCAL NOTE**

**HB 477 - SB 583**

February 27, 2013

**SUMMARY OF BILL:** Authorizes a court to place a no contact order on a child found to be delinquent prohibiting the child from contacting the victim of the delinquent act. If the court enters a no contact order and the child and the victim of the child's delinquent act attend the same school, then the court is required to send a copy of the order return receipt requested to the principal of the school. The child is not to be permitted to attend the same school that the victim attends unless the victim and the victim's parents consent in writing to the child's return to school. The child's principal, the director of schools for the district in which the child attends school, and the child's parents shall determine an appropriate alternative school for the child to attend during the duration of the no contact order if the victim and the victim's parents do not consent to the child's return; provided, that the child cannot be delayed from attending school for more than five school days. The director of schools must permit the victim to attend a different school within the local education agency (LEA) and allow the child who committed the delinquent act to return to the child's previous school at the request of the victim and the victim's parents.

**ESTIMATED FISCAL IMPACT:**

**NOT SIGNIFICANT**

Assumptions:

- According to the Comptroller of the Treasury, if a child found to be delinquent or the victim attend a different school within the same district, then state and local education funding for the child will not change.
- According to the Comptroller of the Treasury, if a child found to be delinquent is unable to attend a school within the same district, then Tenn. Code Ann. §§ 49-6-3104 and 49-6-3003 will apply. State school funds will follow the child and the other district can charge the parent or guardian of the child non-resident tuition and fees.
- According to the Comptroller of the Treasury, the fiscal impact of the bill on state and local education funding will be not significant.
- According to the State Board of Education, the bill will not affect the programs or operations of the Board. The fiscal impact of the bill on the Board will be not significant.
- According to the Department of Education, the bill will not affect the programs or operations of the Department. The fiscal impact of the bill on the Department will be not significant.

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- According to the Department of Children's Services, the bill will not affect the programs or operations of the Department. The fiscal impact of the bill on the Department will be not significant.
- According to the Administrative Office of the Courts, any increase in caseloads resulting from the bill can be accommodated within existing judicial resources without an increased appropriation or reduced reversion.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "Lucian D. Geise". The signature is fluid and cursive, with the first name "Lucian" written in a larger, more prominent script than the last name "Geise".

Lucian D. Geise, Executive Director

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